UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/700,616	11/04/2003	Brian Styles	570-P0001	8644

23334 7590 02/08/2007		EXAMINER	
FLEIT, KAIN, GIBBONS, GUTMAN, BONGINI & BIANCO P.L. ONE BOCA COMMERCE CENTER 551 NORTHWEST 77TH STREET, SUITE 111 BOCA RATON, FL 33487		HAMZA, FARUK	
		ART UNIT	PAPER NUMBER
		2155	

SHORTENED STATUTORY PERIOD OF RESPONSE	MAIL DATE	DELIVERY MODE
3 MONTHS	02/08/2007	PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

If NO period for reply is specified above, the maximum statutory period will apply and will expire 6 MONTHS from the mailing date of this communication.

	Application No.	Applicant(s)
Office Action Summary	10/700,616	STYLES ET AL.
	Examiner	Art Unit	
	Faruk Hamza	2155	,

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE <u>3</u> MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.
- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

1)☒ Responsive to communication(s) filed on <u>04 November 2003</u>.
2a)☐ This action is **FINAL**.   2b)☒ This action is non-final.
3)☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

4)☒ Claim(s) <u>1-11</u> is/are pending in the application.
    4a) Of the above claim(s) _____ is/are withdrawn from consideration.
5)☐ Claim(s) _____ is/are allowed.
6)☒ Claim(s) <u>1-11</u> is/are rejected.
7)☐ Claim(s) _____ is/are objected to.
8)☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

9)☐ The specification is objected to by the Examiner.
10)☒ The drawing(s) filed on <u>04 November 2003</u> is/are: a)☐ accepted or b)☒ objected to by the Examiner.
    Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
    Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
11)☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

12)☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
    a)☐ All b)☐ Some * c)☐ None of:
      1.☐ Certified copies of the priority documents have been received.
      2.☐ Certified copies of the priority documents have been received in Application No. _____.
      3.☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
    * See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

1)☒ Notice of References Cited (PTO-892)
2)☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3)☒ Information Disclosure Statement(s) (PTO/SB/08)
    Paper No(s)/Mail Date <u>8/26/04, 10/16/06</u>.

4)☐ Interview Summary (PTO-413)
    Paper No(s)/Mail Date. _____ .
5)☐ Notice of Informal Patent Application
6)☐ Other: _____.

DETAILED ACTION

1.   This action is responsive to the application filed on November 04, 2003.

Claims 1-11 are pending.

Drawings

2.   The drawings are objected to because handwritten labeling. Corrected

drawing sheets in compliance with 37 CFR 1.121(d) are required in reply to the

Office action to avoid abandonment of the application. Any amended

replacement drawing sheet should include all of the figures appearing on the

immediate prior version of the sheet, even if only one figure is being amended.

The figure or figure number of an amended drawing should not be labeled as

"amended." If a drawing figure is to be canceled, the appropriate figure must be

removed from the replacement sheet, and where necessary, the remaining

figures must be renumbered and appropriate changes made to the brief

description of the several views of the drawings for consistency. Additional

replacement sheets may be necessary to show the renumbering of the remaining

figures. Each drawing sheet submitted after the filing date of an application must

be labeled in the top margin as either "Replacement Sheet" or "New Sheet"

pursuant to 37 CFR 1.121(d). If the changes are not accepted by the examiner,

the applicant will be notified and informed of any required corrective action in the

next Office action. The objection to the drawings will not be held in abeyance.

Claim Rejections - 35 USC § 102

The following is a quotation of the appropriate paragraphs of 35

U.S.C. 102 that form the basis for the rejections under this section made in this

Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in a patent granted on an application for patent by another filed in the United States before the invention thereof by the applicant for patent, or on an international application by another who has fulfilled the requirements of paragraphs (1), (2), and (4) of section 371(c) of this title before the invention thereof by the applicant for patent.

The changes made to 35 U.S.C. 102(e) by the American Inventors

Protection Act of 1999 (AIPA) and the Intellectual Property and High Technology

Technical Amendments Act of 2002 do not apply when the reference is a U.S.

patent resulting directly or indirectly from an international application filed before

November 29, 2000. Therefore, the prior art date of the reference is determined

under 35 U.S.C. 102(e) prior to the amendment by the AIPA (pre-AIPA 35 U.S.C.

102(e)).

3.   Claims 1-5 and 7-11 are rejected under 35 U.S.C. 102(e) as being

anticipated by Skarbo et al. (U.S. Patent Number 6,108,028) hereinafter referred

as Skarbo.

Skarbo teaches the invention as claimed including activation or

deactivation of a screen saver in a video conference system is based on a

detected presence of person in the room wherein the video conference system is sited and the current status of a videoconferencing session (See abstract).

As to claim 1, Skarbo teaches a method in a client-server environment, to manage a configuration of resources on at least one client system, the method on a client system comprising:

receiving one or more predetermined events along with one or more local run-time environmental conditions along with one or more user selectable settings (Column 2, lines 13-Column 3, lines 67, Skarbo discloses predetermined event, run-time conditions and settings); and

running a monitoring agent on the client system to detect when one or more predetermined events occur then determining if the one or more local run-time environmental conditions are met and if the conditions are met then automatically applying at least one of the one or more selectable configuration settings on the client system (Column 2, lines 13-Column 3, lines 67, Skarbo discloses program for monitoring events);

wherein at least one of the predetermined events, the settings and the environmental conditions are previously set graphically using a graphical user interface with one or more user selectable selections therein (Column 2, lines 13-Column 3, lines 67, Skarbo discloses using graphical user interface).

As to claim 2, Skarbo teaches the method according to claim 1, wherein the running a monitoring agent on the client system to determine if the predetermined event occurs includes determining if at least one of a system start-up, a logon, a period of user inactivity, a network connection, a process start/stop, an application start/stop, a virus detection, a hardware change, a message, a logoff, and a system shutdown (Column 2, lines 13-Column 3, lines 67).

As to claim 3, Skarbo teaches the method according to claim 2, wherein the running a monitoring agent on the client system to determine if the predetermined event occurs includes determining if at least one of a period of user inactivity occurs within a predetermined time window (Column 2, lines 13-Column 3, lines 67).

As to claim 4, Skarbo teaches the method according to claim 1, wherein the running a monitoring agent on the client system includes applying at least one the one or more selectable configuration settings on the client system by launching at least one of an additional application and script, to make a change to the one or more configuration settings (Column 2, lines 13-Column 3, lines 67).

As to claim 5, Skarbo teaches the method according to claim 1, wherein the running a monitoring agent on the client system includes automatically applying at least one of the one or more selectable configuration settings on the

client system from the group of configuration settings consisting of security

policies, drive mappings, startup applications, registry settings, printer

deployment, Internet settings, desktop shortcuts, proxy server access,

application paths, Microsoft Office paths, Microsoft Outlook/Exchange mail

profiles, profiles, service packs, anti-virus updates, and other policies (Column 2,

lines 13-Column 3, lines 67).

As to claim 7, Skarbo teaches the method according to claim 1, wherein

the running a monitoring agent on the client system for automatically applying at

least one of the one or more selectable configuration settings on the client

system includes one or more selectable configuration settings for an operating

system running on the client system (Column 2, lines 13-Column 3, lines 67).

As to claim 8, Skarbo teaches the method according to claim 1, wherein

the running a monitoring agent on the client system for automatically applying at

least one of the one or more selectable configuration settings on the client

system includes one or more selectable configuration settings for an application

running on the client system (Column 2, lines 13-Column 3, lines 67).

As to claim 9, Skarbo teaches the method according to claim 1, wherein

the receiving one or more predetermined events along with one or more local

run-time environmental conditions along with one or more user selectable

settings includes receiving at least one of the predetermined events,

environmental conditions and user selectable settings from a group of computer

readable medium consisting of networks, diskettes, CDs, DVDs, and non-volatile

memory (Column 2, lines 13-Column 3, lines 67).

As to claim 10, Skarbo teaches the method according to claim 1, wherein

the running a monitoring agent on the client system for automatically applying at

least one of the one or more selectable configuration settings on the client

system includes one or more selectable configuration settings for executing a

custom application script so as to cause the custom application program to alter

at least one of the configuration settings (Column 2, lines 13-Column 3, lines 67).

As to claim 11, Skarbo teaches the method according to claim 1, wherein

the receiving one or more predetermined events along with one or more local

run-time environmental conditions includes one or more environmental conditions

of Domain, Site, Organization Unit Computer, Organization Unit User, Group

Membership, Primary Group, User Name, TCP/IP address, Host Address,

Computer Name, MAC Address, Terminal Services Application Name, Terminal

Services Initial Program, Terminal Services Client Name, Terminal Services

Session Name, Terminal Services Client TCP/IP Address, operating system,

LAN connection, Dial-up connection, Desktop machine, Portables machine,

Terminal Services Client, Member Server, and Domain Controller (Column 2,

lines 13-Column 3, lines 67).

Claim Rejections - 35 USC § 103

The following is a quotation of 35 U.S.C. 103(a) which forms the basis for

all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set
forth in section 102 of this title, if the differences between the subject matter sought to be patented and
the prior art are such that the subject matter as a whole would have been obvious at the time the
invention was made to a person having ordinary skill in the art to which said subject matter pertains.
Patentability shall not be negatived by the manner in which the invention was made.

4.   Claim 6 is rejected under 35 U.S.C. 103(a) as being unpatentable over

Skarbo as applied above, and further in view of Official Notice.

Skarbo teaches the invention substantially as claimed including activation

or deactivation of a screen saver in a video conference system is based on a

detected presence of person in the room wherein the video conference system is

sited and the current status of a videoconferencing session (See abstract).

As to claim 6, Skarbo teaches the method according to claim 5.

Skarbo does not explicitly teach claim limitation of detecting unauthorized

program and disabling a process running the unauthorized program or sending

an e-mail notification or locking access to the client system upon detection.

However, "Official Notice" is taken that the concept and advantages of

detecting unauthorized program and disabling a process running the

unauthorized program or sending an e-mail notification or locking access to the

client system upon detection is old and well known in the art.

It would have been obvious to one of ordinary skill in the art at the time of

the invention to modify Skarbo by adding functionality for detecting unauthorized

program and disabling a process running the unauthorized program or sending

an e-mail notification or locking access to the client system upon detection. One

would be motivated to do so to enhance the system's security.

5.   **Examiner's Note:** Examiner has cited particular columns and line

numbers in the references as applied to the claims above for the convenience of

the applicant. Although the specified citations are representative of the teachings

of the art and are applied to the specific limitations within the individual claim,

other passages and figures may apply as well. It is respectfully requested from

the applicant in preparing responses, to fully consider the references in its

entirety as potentially teaching of all or part of the claimed invention, as well as

the context.

6.   Any inquiry concerning this communication or earlier communications from

the examiner should be directed to Faruk Hamza whose telephone number is

571-272-7969. The examiner can normally be reached on Monday through

Friday.

         If attempts to reach the examiner by telephone are unsuccessful, the

examiner's supervisor, Saleh Najjar can be reached at 571-272-4006. The fax

phone number for the organization where this application or proceeding is

assigned is 571-273-8300.

Information regarding the status of an application may be obtained from

the Patent Application Information Retrieval (PAIR) system. Status information

for unpublished applications is available through Private PAIR only. For more

information about the PAIR system, see http://pair-direct.uspto.gov. Should you

have questions on access to the Private PAIR system, contact the Electronic

Business Center (EBC) at 886-217-9197 (toll –free).

Faruk Hamza

Patent Examiner

Group Art Unite 2155

SALEH NAJJAR
SUPERVISORY PATENT EXAMINER